

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENTS

In re Application of:

Robert J. D'Amato

Serial No.: Not Yet Assigned,
Continuation of U.S. Patent
Application Serial No. 09/545,139

Examiner: J. Goldberg

Filed: Concurrently Herewith

Art Unit: 1614

For: Methods and Compositions For
The Inhibition of Angiogenesis
With EM-138

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Box Patent Application
P.O. Box 2327
Arlington, Virginia 22202

Sir:

Prior to examining the present application, please enter the following
Preliminary Amendment.

IN THE WRITTEN DESCRIPTION

Please substitute the paragraph beginning at page 1, line 16, and ending at
page 1, line 20, with the following paragraph:

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express
Mail Label No. EL 910716815 US addressed to: Assistant Commissioner for Patents, Box Patent
Application, P.O. Box 2327, Arlington, Virginia, 22202, on December 19, 2001.

Jeffery B. Arnold - Reg. No. 39,540

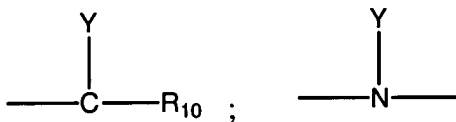
Cross Reference to Related Application

AI
This application is a continuation of U.S. Serial No. 09/545,139, filed on April 7, 2000, which is a divisional application of U.S. Serial No. 08/950,673, filed October 16, 1997, now U.S. Patent No. 6,071,948, which is a continuation application of U.S. Serial No. 08/468,792, filed June 6, 1995, now U.S. Patent No. 5,712,291, which is a continuation application of U.S. Serial No. 08/168,817, filed December 15, 1993, now U.S. Patent No. 5,629,327, which is a continuation-in-part of U.S. Serial No. 08/025,046, filed on March 1, 1993, now abandoned.

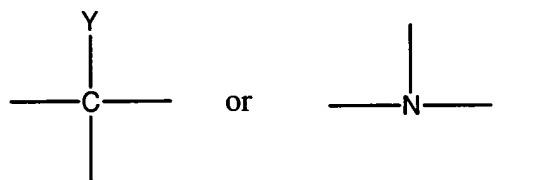
10026037-121921
Please substitute the paragraph beginning at page 13, line 1, and ending at page 14, line 5, with the following paragraph:

AI 2
In the above formulae A), B), and C), R₁, R₂, R₃, and R₄ can be selected from: -H; -OH; =O; straight chained and branched chain alkanes, alkenes, alkynes; cyclic alkanes, alkenes, and alkynes; combinations of cyclic and acyclic alkanes, alkenes, and alkynes; alcohol, aldehyde, ketone, carboxylic acid, ester, or ether moieties in combination with acyclic, cyclic, or combination acyclic/cyclic moieties; aza; amino; -XO_n or -O-XO_n, (where X=N and n=2; X=S and n=2 or 3; or X=P and n=1-3); and halogens.

In the above formulae A), B), and C), R₅, R₆, and R₇ are each independently selected from:

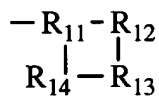


or -O- where Y is optional and is the same as defined above for R₁; and where R₁₀ is the same as defined above for R₁, or (where Y is absent) R₁₀ is =O; and where R₈ is independently selected from:

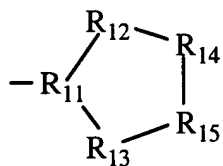


In the above formulae A), B), and C), R₉ is a moiety having formula D), E), F), G) or H):

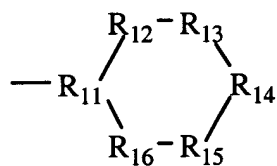
D)



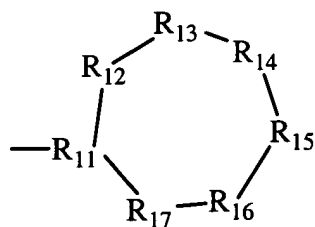
E)



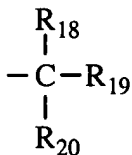
F)



G)



H)



where each of R₁₂-R₁₇ is (independently) the same as defined above for R₅ and where R₁₁ is (independently) the same as defined above for R₈.

In the above formula H), R₁₈, R₁₉ and R₂₀ are independently selected from

